

08-14-02

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Express Mail No.: EL 500 575 578 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Luban and Peters

Application No.: 10/043,621

Group Art Unit: TBD

Filed: January 11, 2002

Examiner: TBD

For: CUSTOMER LOYALTY  
PROGRAMS AND SYSTEMS  
AND METHODS FOR SUCH  
PROGRAMS S

Attorney Docket No.: 10031-007-999

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed February 12, 2002 (the "Notice") in connection with the above-identified application, Applicants submit herewith:

- 1) A copy of the Notice;
- 2) A Declaration referring to the above-identified application;
- 3) A Petition Under 37 C.F.R. § 1.47(a) necessitated because one of the two joint inventors has refused to execute the application; and
- 4) A Petition For The Extension of Time for four months from April 12, 2002 to and including August 12, 2002.

Substitute drawings in compliance with 37 C.F.R. § 1.84 were already filed on April 12, 2002. A copy of the drawings as filed along with a copy of a postcard receipt evidencing their receipt by the Patent and Trademark Office is enclosed.

**RECEIVED**

**AUG 16 2002**

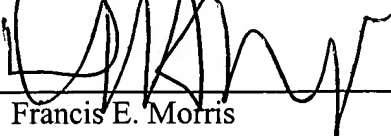
**OFFICE OF PETITIONS**

In accordance with the Notice, the fee required for filing this response is \$65.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

The Applicants respectfully submit that all requirements of the Notice have been fully complied with. If any questions remain, a telephone call to the undersigned is invited.

Date August 12, 2002

Respectfully submitted,



Francis E. Morris

24,615

(Reg. No.)

By: Dwight H Renfrew Jr.

38,594

PENNIE & EDMONDS LLP

1155 Avenue of the Americas

New York, New York 10036-2711

(212) 790-9090

Enclosure (copy of the Notice, Declaration, Petition Under 37 C.F.R. § 1.47(a) with two Declarations, and Petition For The Extension of Time)



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/043,621	01/11/2002	Matthew S. Luban	10031-007-999

20583  
PENNIE AND EDMONDS  
1155 AVENUE OF THE AMERICAS  
NEW YORK, NY 100362711



CONFIRMATION NO. 6507  
FORMALITIES LETTER



Date Mailed: 02/12/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice MUST be returned with the reply.*

*C. J. Harrison*  
Customer Service Center

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Express Mail No.: EL 477 035 639 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Luban et al.

Application No.: 10/043,621

Group Art Unit: TBA

Filed: January 11, 2002

Examiner: TBA

For: CUSTOMER LOYALTY  
PROGRAMS AND  
SYSTEMS AND METHODS  
FOR SUCH PROGRAMS

Attorney Docket  
No.: 10031-007

**SUBMISSION OF FORMAL DRAWINGS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant respectfully submits formal drawings (7 sheets, Figs. 1-7) for the above-identified application and requests that they be placed into the file of the above-identified application.

No fee is believed to be due for the submission of these drawings. Should any fee be required, however, please charge such fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Date: April 12, 2002

Francis E. Morris 24,615  
Francis E. Morris (Reg. No.)

By: Dwight H. Renfrew, Jr. 38,594  
Dwight H. Renfrew, Jr. (Reg. No.)

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Express Mail No. EL 477 035 639 US  
Date Mailed April 12, 2002  
Serial No. 10/043,621 Filed January 11, 2002  
Inventor Luban et al.  
For CUSTOMER LOYALTY PROGRAMS AND SYSTEMS AND METHODS FOR SUCH PROGRAMS

- |  |  |
|--|--|
| <input type="checkbox"/> Affidavit/Declaration                                       | <input type="checkbox"/> Fee Address Indication Form                     |
| <input checked="" type="checkbox"/> Amendment  | <input type="checkbox"/> Fee Calculation                                 |
| <input type="checkbox"/> Application Pages   | <input type="checkbox"/> Issue Fee Transmittal                           |
| <input type="checkbox"/> Claims Drawings   | <input type="checkbox"/> Letter  |
| <input type="checkbox"/> Appeal, Notice of   | <input type="checkbox"/> Oral Hearing Req./Confirm                       |
| <input type="checkbox"/> Assignment  | <input type="checkbox"/> Petition to Extend Time                         |
| <input type="checkbox"/> Brief (in Triplicate)                                       | <input type="checkbox"/> Pet. under 37 C.F.R.                            |
| <input type="checkbox"/> Declaration & Power of Attorney                             | <input type="checkbox"/> Power of Attorney                               |
| <input type="checkbox"/> Design Application  | <input type="checkbox"/> Associate <input type="checkbox"/> w/Revocation |
| <input type="checkbox"/> Disclaimer  | <input type="checkbox"/> Sequence Listing w/Computer Readable            |
| <input type="checkbox"/> Disclosure Statement <input type="checkbox"/> Form PTO-1449 | <input type="checkbox"/> and Paper Copies                                |
| <input type="checkbox"/> w/refs <input type="checkbox"/> w/o Refs                    | <input type="checkbox"/> Small Entity Statement                          |
| <input checked="" type="checkbox"/> Drawings Formal                                  | <input type="checkbox"/> Status Letter                                   |
| <input type="checkbox"/> 7 Sheets <input type="checkbox"/> 7 Figures                 | <input type="checkbox"/> Transmittal Letter                              |

Other: \_\_\_\_\_  
File No. 10031-007-999 Sender: R. GINGER

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